

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LARRY LEGGITT Petitioner,	:	CIVIL ACTION
	:	
	:	
v.	:	NO. 05-5845
	:	
JOHN PALAKOVICH, et al., Respondents.	:	
	:	

ORDER

AND NOW, this 21st day of June, 2006, after careful consideration of the pleadings, and the record herein, a review of the Report and Recommendation of Magistrate Judge Peter B. Scuderi (Document # 9), and petitioner's objections to the Report and Recommendation (Document # 10), it is hereby **ORDERED** that:

- 1) The Report and Recommendation is **APPROVED and ADOPTED**.
- 2) The Petition for Writ of Habeas Corpus is denied and dismissed without an evidentiary hearing.
- 3) The Clerk of Courts shall mark this case as closed for all purposes.

BY THE COURT:

s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.